

Council Meeting

December 21, 2010 -- 5:30 pm

The meeting was called to order by Vice President Ebert. Councilmen Spaetti, Ebert, Winsett, Kress, Waninger, Kroeger, Bunner, and Attorney Wetherill were present.

Minutes

11/16/2010 minutes; Bunner requested the following paragraph be added to the 11/16/2010 minutes: Bunner pointed out that the commissioners and the EMA department did not follow the proper procedures for requesting additional appropriations for the proposed EMA building. Work was ordered and completed prior to council approval. Bunner also pointed out that the council in 2008 by unanimous vote (7-0) voted to halt all expenditures for the proposed EMA project. Bunner made the request that the commissioners and the EMA department immediately begin following the proper lawful procedures for requesting additional appropriations. Spaetti made a motion to approve. Kress seconded. All in favor.

Discussion was also held on the incremental payments of PERF.

St. Meinrad Utilities

Attorney Lueken discussed the application by St. Meinrad Utilities for an OCRA grant they would like to submit for a new water tower. The cost of the project would be \$850,000. The grant request is for \$660,000 with a 10% match. The county would need to be the actual applicant for the grant and St. Meinrad Utilities would be the sub-recipient. The balance of the project would be paid for by the utility and other local funds. Ebert stated the old water tower is just about kaput. Kroeger stated this project is exactly why the COIT tax was established. Several councilmen expressed their support for approving the matching funds in January.

Transfers - Jail

Transfer \$6,000 from Senior Jailer to Jailer; \$1,800 from Jailer Uniform to Part-time Cook; \$800 from Dispatch Overtime to Part-time Cook; \$782 from Senior Jailer to Part-time Cook; \$700 from Dispatch Overtime to Nurses. Kroeger made a motion to approve all. Bunner seconded. All in favor.

Sheriff Contract

The Sheriff's contract was presented for approval. Discussion was had on increasing the number of years on the contract. Lindsey said he needs one approved before the end of the year, but he would not be opposed to modifying it after the first of the year. Kroeger made a motion to approve. Winsett seconded. All in favor.

Indiana Election Funds

Clerk Harney requested the approval of the resolution to spend the Indiana Election funds awarded to Spencer County for being a Responsible County. The award was \$37,000. Winsett made a motion to approve. Kress seconded. All in favor.

Excellence Award – Rudisill

The council congratulated John Rudisill on receiving the award for Excellence in Voter Registration.

Luce Sewer

Ebert stated he would give two people five minutes each to discuss Luce Sewer, one pro and one con.

LTRSD Attorney Lindsey stated the district received funding approval from OCRA.

Larry Blair stated he needs more than five minutes. Winsett agreed. Winsett suggested the topic be tabled until the next meeting.

Kroeger stated that if the council could change anything then it might be worth listening but the council cannot change the project. He further stated the council's role has been as a grantor and if people are unhappy about the system they need to go through the courts.

Further discussion was had on the amount of time allotted to Blair.

Blair discussed the points listed on the petition. The petition directed the following action:

- A full and complete evaluation of the Luce Township Sewer Board in terms of performance
- A full and complete investigation of the Luce Township Sewer Board in terms of legal and ethical practice
- An analysis and evaluation of the proposed sewer project from an economic and environmental perspective
- A detailed comparison of C3 to other approved methods of wastewater treatment and disposal in terms of cost and environmental impact
- A complete and accurate report of fact or conclusion from the preceding initiatives
- A cease and desist order, injunction or other legal instrument to halt construction of said project until reporting and finding of fact is complete

LTRSD President Wood stated most of the points are designed to delay the project. Ebert stated the responsibility lies with the people of Luce Township.

January Meeting Date

Bunner made a motion to set the January re-organization meeting for Tuesday, January 4 at 7:15 am. Kress seconded. All in favor.

Resolution – Shelton

Wetherill read the following resolution number 2010-15:

WHEREAS, Cindy has served the citizens of Spence County as Auditor for the past four years, and in that capacity she has served as secretary to the County Council; and

WHEREAS, Cindy Shelton has served the County well with her knowledge of the laws of the State of Indiana and its legislative workings that directly affect the citizens of Spencer County; and

WHEREAS, Cindy Shelton has made the job of County Councilman much easier by always providing insight and background to issues before the Council through her extensive knowledge of workings of County government and its financing.

NOW THEREFORE, BE IT RESOLVED BY THE SPENCER COUNTY COUNCIL that the Spencer County Council expresses its respects and appreciation to Cindy Shelton for her

four years of dedicated service to Spencer County, for her continued service to the Spencer County Library Board, and further expresses its gratitude for her faithful service to the citizens of Spencer County.

1. The County Council hereby expresses its sincere gratitude to Cindy Shelton for her service to the citizens of Spencer County in the role of County Auditor, in which capacity she has tirelessly kept council members informed and educated regarding the issues that affect our County.

2. The Spencer County Council hereby expresses its appreciation for Cindy Shelton's dedication to county government and wishes her well in all of her future endeavors.

3. This Resolution shall be in full force and effect from and after its passage by the County Council, in accordance with procedures as required by law.

BE IT FURTHER RESOLVED that a copy of this Resolution be included in the minutes and reflected in the records of the Spencer County Council.

Adopted this the 20th day of December, 2010.

Bunner made a motion to approve Resolution 2010-15. Spaetti seconded. All in favor.

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Resolution -- Ebert

Kroeger read the following resolution number 2010-14:

WHEREAS, James L. Ebert will be completing his sixth term as Spencer County Councilman at the end of 2010, during which time he had faithfully attended and truly contributed to the meetings and deliberations of the Spencer County Council; and

WHEREAS, James L. Ebert has throughout a long and distinguished tenure on the council, always exhibited his sincere conviction that as a member of the County Council, his goal has been to remain a reasonable and conscientious voice for those he served and the county as a whole; and

WHEREAS, the Spencer County Council wishes to express their sincere appreciation of James L. Ebert's years of dedicated service to the citizens of Spencer County, Indiana as a member of the Indiana Region 15, Chamber of Commerce, and Spencer County Council, and numerous other boards, and for his many contributions to local government.

NOW THEREFORE, BE IT RESOLVED BY THE SPENCER COUNTY COUNCIL that the Spencer County Council expresses its deepest respect and appreciation to James L. Ebert for his dedicated service to Spencer County government, and further expresses its gratitude for his faithful service to the citizens of Spencer County.

BE IT FURTHER RESOLVED that a copy of this Resolution be included in the minutes and reflected in the records of the Spencer County Council.

Adopted this 21st day of December 2010.

Spaetti made a motion to approve Resolution 2010-14. Kress seconded. All in favor.

Spaetti made a motion to adjourn. Bunner seconded. All in favor. The meeting was adjourned at 7:32 pm.

County Council,

President

Attest:

Cindy Shelton, Auditor